

Northern District Of Ohio
US Bankruptcy Court
455 Federal Bldg
2 South Main Street
Akron, OH 44308
Case No. 05-50097-mss

In re: (Name of Debtor)

Terry D Spivey
2273 7th St SW
Akron, OH 44314

Shelley F Spivey
2273 7th St SW
Akron, OH 44314

Social Security No.:

xxx-xx-2929

xxx-xx-1203

**NOTICE OF NEED TO FILE PROOF OF CLAIM
DUE TO RECOVERY OF ASSETS**

To the Creditors and Parties in Interest:

The initial notice in this case instructed creditors not to file a proof of claim. Assets have since been recovered by the trustee and creditors who wish to share in distribution of funds must file a proof of claim with the clerk at:

US Bankruptcy Court
455 Federal Bldg
2 South Main Street
Akron, OH 44308

Last date to file claims: **January 5, 2009**

Creditors who do not file a proof of claim on or before the last date to file claims will not share in distribution. A proof of claim form is included with this notice. It may be filed by regular mail. If you wish to receive proof of receipt by the bankruptcy court, enclose a photocopy of the proof of claim with a stamped, self-addressed envelope. There is no fee for filing the proof of claim.

Any creditor who has previously filed a proof of claim need not file another proof of claim.

Dated: October 3, 2008
Form ohnb177
Proof of Claim Included

For the Court
Kenneth J. Hirz, Clerk